

04-10-01

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Attorney Docket P1468R1D1  
PATENT

EL 599 584 198 US: Express Mail Number

April 9, 2001: Date of Deposit

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

BOX PATENT APPLICATION  
Assistant Commissioner of Patents  
Washington, D.C. 20231

**NON-PROVISIONAL APPLICATION TRANSMITTAL UNDER 37 CFR 1.53(b)**

Transmitted herewith for filing is a non-provisional patent application:

Inventor(s) (or Application "Identifier"):

Avi J. Ashkenazi  
Anan Chuntharapai  
K. Jin Kim

Title: **METHOD FOR MAKING MONOCLONAL ANTIBODIES AND CROSS-REACTIVE ANTIBODIES OBTAINABLE BY THE METHOD**

**1. Type of Application**

- ☐ This application is for an original, non-provisional application.
- ☐ This is a non-provisional application claiming priority to provisional application no. \_\_, filed \_\_, the entire disclosure of which is hereby incorporated by reference.
- ☒ This is a ☐ continuation-in-part ☐ continuation ☒ divisional application claiming priority to application Serial Number 09/329,633, filed June 10, 1999, the entire disclosure of which is hereby incorporated by reference.

**2. Papers Enclosed Which Are Required For Filing Date Under 37 CFR 1.53(b) (Non-provisional )**

69 pages of specification

3 pages of claims

1 page(s) of abstract

8 sheet(s) of drawings

☒ formal ☐ informal

JC839 U.S. PTO  
04/09/01

JC839 U.S. PTO  
09/828739  
04/09/01

09/329,633, 04/09/01

**3. Declaration or Oath**

*(for new and CIP applications; also for Cont./Div. where inventor(s) are being added)*  
\_\_\_ An executed declaration of the inventor(s) ☐ is enclosed ☐ will follow.

*(for Cont./Div. where inventorship is the same or inventor(s) being deleted)*  
  x   A copy of the executed declaration/oath filed in the prior application is enclosed  
(37 CFR 1.63(d)).

*(for Cont./Div. where inventor(s) being deleted)*  
\_\_\_ A signed statement is attached deleting inventor(s) named in the prior  
application (see 37 CFR 1.63(d)(2) and 1.33(b)).

**4. Assignment**

*(for new and CIP applications)*  
\_\_\_ An Assignment of the invention to GENENTECH, INC. ☐ is enclosed with  
attached Recordation Form Cover Sheet ☐ will follow.

*(for cont./div.)*  
  x   The prior application is assigned of record to Genentech, Inc.

**5. Amendments (for continuation and divisional applications)**

\_\_\_ Cancel in this application original claims \_\_\_ of the prior application before calculating the  
filing fee. (At least one original independent claim must be retained for filing purposes.)

\_\_\_ A preliminary amendment is enclosed. (Claims added by this amendment have been  
properly numbered consecutively beginning with the number next following the highest  
numbered original claim in the prior application.)

**Relate Back -- 35 U.S.C. 120 or 35 U.S.C. 119**

\_\_\_ Amend the specification by inserting before the first line the sentence:

--This is a

\_\_\_ non-provisional application  
\_\_\_ continuation  
\_\_\_ divisional  
\_\_\_ continuation-in-part

of co-pending application(s)

\_\_\_ Serial No. 09/329,633 filed on June 10, 1999, which application(s) is(are) incorporated  
herein by reference and to which application(s) priority is claimed under 35 USC §120. --

\_\_\_ International Application \_ filed on \_ which designated the U.S., which application(s) is(are)  
incorporated herein by reference and to which application(s) priority is claimed under 35 USC

§120.--

\_\_\_\_\_ provisional application No. \_ filed \_\_, the entire disclosure of which is hereby incorporated by reference and to which application(s) priority is claimed under 35 USC §119.--

**6. Fee Calculation (37 CFR 1.16)**

The fee has been calculated as follows:

CLAIMS FOR FEE CALCULATION					
Number Filed		Number Extra		Rate	Basic Fee 37 CFR 1.16(a)
					\$710.00
Total Claims	21	- 20 =	1	X \$18.00	\$18.00
Independent Claims	2	- 3 =	0	X \$80.00	\$0.00
_____ Multiple dependent claim(s), if any				+ \$270.00	\$0.00
Filing Fee Calculation					\$728.00

**7. Method of Payment of Fees**

The Commissioner is hereby authorized to charge Deposit Account No. 07-0630 in the amount of \$728.00. **A duplicate copy of this transmittal is enclosed.**

**8. Authorization to Charge Additional Fees**

The Commissioner is hereby authorized to charge any additional fees required under 37 CFR §1.16 and 1.17, or credit overpayment to Deposit Account No. 07-0630. **A duplicate copy of this sheet is enclosed.**

**9. Additional Papers Enclosed**

- ☒ Information Disclosure Statement (37 CFR §1.98) w/ PTO-1449  
☒ Submission of "Sequence Listing", Letter and Request to use Computer-Readable Sequence Listing under 37 CFR 1.1821(e)  
☐ A new Power of Attorney or authorization of agent.  
 Other: Nonpublication Request under 35 USC 122(b)(2)(B)(i)

**10. Maintenance of Copendency of Prior Application (for continuation and divisional applications)**

*[This item **must** be completed and the necessary papers filed in the prior application if the period set in the prior application has run]*

- \_\_\_\_\_ A petition, fee and/or response has been filed to extend the term in the pending prior application until  
 \_\_\_\_\_ A copy of the petition for extension of time in the **prior** application is attached.

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of	Group Art Unit: not yet assigned
Avi J. Ashkenazi et al.	Examiner: not yet assigned
Serial No.: not yet assigned	
Filed: April 9, 2001	
For: METHOD FOR MAKING MONOCLONAL ANTIBODIES AND CROSS-REACTIVE ANTIBODIES OBTAINABLE BY THE METHOD	EXPRESS MAIL LABEL NO: EL 599 584 198 US

Letter and REQUEST TO USE COMPUTER-READABLE SEQUENCE LISTINGUNDER 37 CFR §1.821(e)

Assistant Commissioner of Patents  
Washington, D.C. 20231

Sir:

Applicants respectfully request that the compliant computer-readable Sequence Listing filed in application Serial No. 09/329,633 be used as the computer-readable Sequence Listing for the present, above-identified application.

The paper copy of the Sequence Listing filed in the present application is identical to the computer-readable copy of the Sequence Listing filed in the application Serial No. 09/329,633.

Respectfully submitted,

GENENTECH, INC.

Date: April 9, 2001

By: Wendy M. Lee

Wendy M. Lee

Reg. No. 40,378

Telephone No. (650) 225-1994



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PATENT TRADEMARK OFFICE

**11. Correspondence Address:**

X Address all future communications to:

Attn: Wendy M. Lee

Respectfully submitted,  
GENENTECH, INC.

By: \_\_\_\_\_

Wendy M. Lee

Reg. No. 40,378

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